

## CITY OF CARLISLE

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### REGULAR CITY COUNCIL MEETING MINUTES

Monday January 11, 2010, 6:30 P.M.

Carlisle City Hall Council Chamber

Officials present were: Mayor Ruth Randleman and Council Members Drew Merrifield, Doug Hammerand, Alma Reed, and Robert VanRyswyk, constituting a quorum. Council Member Eric Mahnke was absent. Also present were City Administrator/Clerk Neil Ruddy and Deputy Clerk/Treasurer Kay Black. City Attorney Robert Stuyvesant was absent. Mayor Randleman called the meeting to order at 6:30 P.M.

Motion by Merrifield, second by Reed to APPROVE THE FOLLOWING CONSENT ITEMS: December 14, 2009 Regular City Council meeting minutes, December 16, 2009 Special City Council meeting minutes, December 21, 2009 Special City Council meeting minutes, January 4, 2010 Special City Council Organizational meeting minutes, January 2010 Economic Development Buck a Month report and November 19, 2009 MEAN Management Committee meeting minutes, carried unanimously on roll call vote of those present.

Motion by VanRyswyk, second by Reed to APPROVE PAYMENT OF BILLS IN THE TOTAL AMOUNT OF \$243,214.45, carried unanimously on roll call vote of those present. Council Member Merrifield commented on the Avondale bill for animal control.

Council Member Eric Mahnke and City Attorney Robert Stuyvesant arrived at 6:36 P.M.

Change Order No. 1 for additional sewer services in the amount of \$12,584.00 to Sternquist Construction for the IA 5 / County Line Road intersection relocation PCC pavement-grade and new HMA sidewalk/trail project, was reconsidered. The contractor mistakenly bid one sewer service instead of eight and is asking payment for labor, materials and markup for seven additional services. The City is not legally obligated to pay for anything. It was felt that a payment for materials only would be equitable. Motion by Mahnke, second by Hammerand to APPROVE CHANGE ORDER NO. 1 FOR MATERIALS ONLY FOR ADDITIONAL SEWER SERVICES IN THE AMOUNT OF \$3,310.08 TO STERNQUIST CONSTRUCTION for the IA 5 / County Line Road intersection relocation PCC pavement-grade and new HMA sidewalk/trail project, carried on a 4-1 roll call vote, with Merrifield voting Nay.

Motion by Mahnke, second by VanRyswyk to APPROVE PARTIAL PAYMENT ESTIMATE NO. 10 IN THE AMOUNT OF \$38,520.60 TO SYNERGY CONTRACTING LLC for the Northwest Area sanitary sewer extension, section I, Avon Lake project, carried unanimously on roll call vote.

CITIZEN PARTICIPATION: Frank Shultz asked if the meeting was a hearing or a meeting and was told it was both. Frank Shultz asked if a pickup truck owned by Larry Watkins was parked illegally in the perpendicular public parking at the southwest corner of Garfield and School, and was told that it might be but that it was not a high priority. Frank Shultz asked about sidewalk snow removal in the same area.

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Mayor Randleman opened the PUBLIC HEARING ON THE PROPOSED RESOLUTION OF NECESSITY for the South 1<sup>st</sup> St. Improvements and Resurfacing project at 6:56 P.M. No written or oral comments were received prior to the meeting. The preliminary assessment schedule, for the equivalent of a 6' sidewalk assessed to both sides of the street, is:

<u>Address</u>	<u>Legal</u>	<u>Owner</u>	<u>Assessment</u>
95 Highway 5	Sunrise lots 19 & 20	Deery/Wyckoff	\$ 6,358.00
95 Highway 5	Sunrise S ½ lot 18	Deery Properties	\$ 1,479.00
290 S. 1 <sup>st</sup>	Sunrise N ½ lot 18	Roberts Properties	\$ 1,479.00
240/250 S. 1 <sup>st</sup>	Sunrise lot 15	Schooler Properties	\$ 2,686.00
210 S. 1 <sup>st</sup>	Sunrise lot 14	Robert L. Klein	\$ 2,686.00
204 S. 1 <sup>st</sup>	Sunrise S 50' lots 7 & 8	Chiro	\$ 850.00
200 S. 1 <sup>st</sup>	Sunrise lots 7 & 8 ex S 50'	R B Long Investment	\$ 2,550.00
130 S. 1 <sup>st</sup>	Sunrise S 60' lots 5 & 6	C & T Holdings	\$ 850.00
120 S. 1 <sup>st</sup>	Sunrise N 90' lots 5 & 6	C & T Holdings	\$ 2,550.00
90 School	Hulls OL W ½ lot 5	Jus Chic	\$ 1,360.00
100 N. 1 <sup>st</sup>	Hulls OL 7,8,9 & 16' on S	Citizens Bank	\$ 2,040.00
430 School	Sec lots 1,2,3 SW SE	Carlisle Schools	<u>\$21,505.00</u>
Total			<u>\$46,393.00</u>

The total estimated project cost is \$770,000. Funding sources include an American Recovery and Reinvestment Act stimulus grant in the amount of \$450,000 and an MPO Transportation Enhancement grant in the amount of \$154,000 for total obligated funding of \$604,000 which leaves a local share of \$166,000 to be financed with the \$46,393 assessment and a city cost of \$119,607 that can be financed through borrowing. Motion by VanRyswyk, second by Mahnke to CLOSE THE PUBLIC HEARING ON THE PROPOSED RESOLUTION OF NECESSITY AT 7:06 P.M., carried unanimously on roll call vote: VanRyswyk – Aye, Mahnke – Aye, Reed – Aye, Hammerand – Aye, Merrifield - Aye.

Motion by Hammerand, second by Mahnke to APPROVE RESOLUTION NO. 2010011101 WITH RESPECT TO ADOPTING RESOLUTION OF NECESSITY WITHOUT AMENDMENT, carried on a 4-1 roll call vote: Hammerand – Aye, Mahnke – Aye, Reed – Aye, VanRyswyk – Aye, Merrifield - Nay.

Motion by Hammerand, second by VanRyswyk to APPROVE RESOLUTION NO. 2010011102 DIRECTING PREPARATION OF DETAILED PLANS AND SPECIFICATIONS, FORM OF CONTRACT AND NOTICE TO BIDDERS, carried on a 4-1 roll call vote: Hammerand – Aye, VanRyswyk – Aye, Reed – Aye, Mahnke – Aye, Merrifield - Nay.

Motion by Hammerand, second by Mahnke to APPROVE RESOLUTION NO. 2010011103 ORDERING BIDS, APPROVING PLANS, SPECIFICATIONS AND FORM OF CONTRACT AND RELATED MATTERS, with the hearing set for Monday January 25, 2010 at 6:30 P.M., carried on a 4-1 roll call vote: Hammerand – Aye, Mahnke – Aye, Reed – Aye, VanRyswyk – Aye, Merrifield - Nay.

The AGREEMENT FOR ENGINEERING SERVICES FOR COUNTY LINE ROAD PHASE II LAND ACQUISITION PROJECT was received and filed. It will be considered on January 25, 2010. If all tasks are required for all parcels the cost will be \$24,000 to \$30,000.

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The December 2009 Police monthly and yearly case report was received and filed. Motion by VanRyswyk, second by Reed to APPROVE THE REQUEST FROM OFFICER MATT KOCH TO RETIRE K-9 GATOR AND TO CONVERT APPROXIMATELY 60 HOURS OF COMPENSATORY TIME TO CASH IN ORDER TO PURCHASE THE DOG, carried unanimously on roll call vote.

Motion by VanRyswyk, second by Reed to APPROVE THE REVISED ELECTRIC SUPERINTENDENT JOB DESCRIPTION, carried unanimously on roll call vote. The provision for straight compensatory time is replaced by a provision for discretionary time as compensation for overtime and attendance at Council meetings is clarified.

Motion by Mahnke, second by VanRyswyk to APPROVE THE PARKS AND RECREATION HORTICULTURE INTERN JOB DESCRIPTION, carried unanimously on roll call vote. The position will be uncompensated for 2010.

Motion by Mahnke, second by Hammerand to APPROVE RESOLUTION NO. 2010011104 APPROVING THE REVISED AGREEMENT WITH THE CITY OF INDIANOLA FOR EMS BILLING SERVICES, carried unanimously on roll call vote. The cost will increase from \$25 to \$30 per call.

The request from residents of the Bellflower neighborhood for a sidewalk to the Middle School, the School District's busing policy and the need to implement the June 1999 School Route Study were discussed.

Phil Euler, Manager of Planning and Engineering for NMPP Energy, presented information on the 2009 Electric Financial Plan, Cost of Service and Rate Design Study. Since the last rate increase in 2003, the decision by MidAmerican Energy to join the Midwest Independent System Operator has added approximately \$75,000 to \$100,000 per year to the City's transmission costs, the wholesale rates have increased with an expected increase of 8% in 2010, and cash reserves have been expended to replace aging infrastructure. In order to restore the electric system to a reasonable 5.0% return on investment, increases of 22% in 2010, which is an average of 3% per year since the last increase, and 5.4% in 2011, 2012, 2013 and 2014, will be required. The proposed rate will be \$99 per month for 1,000 kilowatt hours, compared with \$126 in Rockford, \$116 in Waverly, \$82 in Des Moines (MidAmerican Energy), \$78 in Sergeant Bluff and Indianola and \$58 in Wall Lake, with increases currently being considered in Indianola and Wall Lake. The increase for the average residential use of 700 kWh per month will be \$60 to \$72 in summer and \$56 to \$72 in winter.

Motion by Hammerand, second by Reed to APPROVE THE FIRST READING OF AN ORDINANCE AMENDING PROVISIONS OF CHAPTER 111, ELECTRIC UTILITY, carried on a 4-1 roll call vote with Merrifield voting Nay.

Motion by VanRyswyk, second by Hammerand to APPROVE THE SECOND READING AND WAIVE THE THIRD READING OF ORDINANCE NO. 606 GRANTING TO MIDAMERICAN ENERGY COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND FRANCHISE TO ACQUIRE, CONSTRUCT, ERECT, MAINTAIN AND OPERATE IN THE CITY OF CARLISLE, IOWA A NATURAL GAS SYSTEM and to furnish and sell natural gas to the City

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and its inhabitants and authorizing the City to collect franchise fees, for a period of 25 years, carried unanimously on roll call vote. The franchise fees were set at zero.

Motion by Mahnke, second by VanRyswyk to APPROVE RESOLUTION NO. 2010011105 APPROVING THE MEMORANDUM OF AGREEMENT WITH THE IOWA OFFICE OF ENERGY INDEPENDENCE to enroll in the Building Energy Smart Today Program, carried unanimously on roll call vote. The cost is \$250 per facility for 11 facilities.

Motion by Mahnke, second by Reed to ADOPT THE IAMU RESIDENTIAL LIGHTING, RESIDENTIAL HVAC, RESIDENTIAL ENERGY STAR APPLIANCES, AUDIT AND WEATHERIZATION, NON-RESIDENTIAL CUSTOM INCENTIVES AND NON-RESIDENTIAL PRESCRIPTIVE INCENTIVES PROGRAMS in order to comply with the IUB energy efficiency mandate, carried unanimously on roll call vote.

No action was taken on the Smart Grid Investment Grant demand response project.

The DECEMBER 10, 2009 PARK BOARD MEETING MINUTES, including the preliminary 2010-11 budget, the recommendation to continue School adult ed recreation program use of the Rec Center through June 2010 and the discussion of Discussion of Adopt a Garden programs were received and filed. Major requests are raises of \$5,000 for each of the four permanent part-time park workers, a tiller and auger at approximately \$4,000, a four wheel drive tractor at approximately \$26,000, a brush hog at approximately \$2,000, an all terrain hauler at approximately \$9,000, the Lindhardt Park road overlay at \$59,000, the west Lindhardt Park parking area paving at \$25,000, the east Lindhardt Park parking area paving at \$45,000, the North Park roads overlay at \$65,000 and the cemetery roads overlay at \$33,000. Motion by VanRyswyk, second by Hammerand to APPROVE CONTINUATION OF THE SCHOOL ADULT ED RECREATION PROGRAM USE OF THE REC CENTER through June 2010, carried unanimously on roll call vote. No action was taken on the Adopt a Garden program.

Motion by Hammerand, second by Reed to APPROVE THE FIRST READING AND WAIVE THE SECOND AND THIRD READINGS OF AN ORDINANCE NO. 607 ADDING SPECIAL YIELD AND SPECIAL STOP SIGNS ON OLD HIGHWAY 5 AT THE NEW HIGHWAY 5 INTERSECTION, carried unanimously on roll call vote.

Motion by VanRyswyk, second by Mahnke to APPROVE SPONSORSHIP OF BIKE TO WORK WEEK 2010 IN THE AMOUNT OF \$250 and to indicate willingness to host a confident commuter class, carried unanimously on roll call vote.

No action was taken on the request for appointment of non-elected Carlisle representative to the Warren County Economic Development Corporation Board to replace Steve Wilson.

The preliminary property tax valuations for the 2010-11 Budget are projected to increase by 5.15% from \$100,097,733 to \$105,257,587.

Motion by Mahnke, second by Hammerand to SET DATES OF SATURDAY JANUARY 30, 2010 AT 8:00 A.M. AND SATURDAY FEBRUARY 6, 2010 AT 8:00 A.M. FOR 2010-11 BUDGET

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WORKSHOP MEETINGS AND MONDAY FEBRUARY 1, 2010 AT 6:30 P.M. FOR A  
CAPITAL IMPROVEMENT PLANNING WORKSHOP, carried unanimously on roll call vote.

The software upgrade, the solid waste contract and the Bravo capital campaign and projects funding proposal were discussed. It was reported that firewood is being sold from the residential property at 210 Columbia.

Motion by Mahnke, second by Merrifield TO ADJOURN AT 10:22 P.M., carried unanimously on roll call vote.

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Ruth Randleman, Mayor

Attest:

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Neil Ruddy, Administrator/Clerk